



CITY OF DURHAM | NORTH CAROLINA

Memorandum

Date: April 7, 2015

To: Thomas G. Bonfield, City Manager

Through: Keith Chadwell, Deputy City Manager

From: Kevin Dick, Director - Office of Economic & Workforce Development (OEWD)

Subject: Requested Changes to the Durham City-County Workforce Development Area Interlocal Consortium Agreement to Serve as a Designated Local Workforce Development Area, to Establish a Local Workforce Development Board, and to Administer the Workforce Innovation and Opportunity Act of 2014 (WIOA)

Executive Summary

This item has been prepared in order to transmit changes requested by the Durham County Board of Commissioners to the proposed Interlocal Consortium Agreement between the City of Durham and Durham County, which is required under The Workforce Innovation and Opportunity Act (WIOA), Public Law 113-128, as enacted July 22, 2014. The new law and the proposed Interlocal Consortium Agreement would take effect on July 1, 2015.

There were several revisions that the Durham County Board of Commissioners recommended at their Work Session on May 4, 2015. Staff has incorporated these revisions as follows:

1. Add the term simple majority to Article VII to read “A simple majority shall be appointed by the City through the approval of the Durham City Council and consistent with the Bylaws of the Greater Durham Workforce Development Board. The remainder shall be appointed by the County through the approval of the Durham County Board of County Commissioners and consistent with the Bylaws of the Greater Durham Workforce Development Board.”
2. Add to Article VII - “Two (2) elected officials from each governing body, specifically two (2) representing the City and two (2) representing the County, shall serve as non-voting liaisons to the Board.”
3. Add a Schedule A to clarify the stipulations of the Resolution, specifically the changes between the 2003 Interlocal Agreement and the 2015 Proposed Interlocal Agreement. Additionally define the appointment structure between the City and the County with regard to WIOA statutory requirements for specific categories in a Schedule B1. Mention these schedules within the body of the Resolution.

Additionally, these changes required increasing the total number of DWDB members to 25 in Option 1 as opposed to 23. There is also an Option 2 that increase the number of DWDB members to 27 and that includes two voting members from the local governing bodies.

The Durham County Board of Commissioners will consider the revised documents at its May 11, 2015, meeting.

The Interlocal Agreement must be finalized and agreed upon by both Council and the Board of Commissioners in order for the Mayor to send a letter (included in OnBase) requesting initial designation by the Governor as the Durham Local Area as outlined in the Workforce Innovation and Opportunity Act, Public Law 113-128, Section 106(b)(2). This letter must be received by Will Collins, Assistant Secretary for Workforce, no later than May 15, 2015.

Recommendation

It is recommended that the Interlocal Consortium Agreement Option 1 be adopted and that the Resolution with Schedule 1 be adopted.

Issues/Analysis

This Interlocal Consortium Agreement is time sensitive inasmuch as one of the State's requirements is for the Mayor of the City of Durham to submit a letter to the Assistant Secretary for Workforce requesting initial designation by the Governor as the Durham Local Area as outlined in the Workforce Innovation and Opportunity Act, Public Law 113-128, Section 106(b)(2). This letter is due on or before May 15, 2015.

Alternatives

The City Council could choose not to approve the revised Interlocal Consortium Agreement. In so doing, no funds associated with the Workforce Innovation and Opportunity Act of 2014 could be received/administered by the City on behalf of the City, the County, the Durham Workforce Development Board nor the businesses and jobseekers we serve.

Attachments

- Durham City-County Workforce Development Area Interlocal Consortium Agreement to Serve as a Designated Local Workforce Development Area, to Establish a Local Workforce Development Board, and to Administer the Workforce Innovation and Opportunity Act of 2014 Option 1
- Durham City-County Workforce Development Area Interlocal Consortium Agreement to Serve as a Designated Local Workforce Development Area, to Establish a Local Workforce Development Board, and to Administer the Workforce Innovation and Opportunity Act of 2014 Option 2
- Resolution Incorporating the Workforce Innovation and Opportunity Act of July 1, 2015, within the Durham Workforce Development Board and Extending Specific Authority to Enter into an Interlocal Consortium Agreement
- **SCHEDULE B1: RECOMMENDED:** Defined Durham Workforce Development Board Structure under the Workforce Innovation and Opportunity Act (WIOA)
- **SCHEDULE B2:** Defined Durham Workforce Development Board Structure under the Workforce Innovation and Opportunity Act (WIOA)